

1 the insurance investigators, they're going to
2 say there's accelerant all over the place
3 of -- I'm sorry, I'm just --

4 THE COURT: It's okay.

5 MR. CORCORAN: I apologize.

6 THE COURT: And that's certainly your
7 prerogative, and I'm going to give you a
8 great deal of opportunity to -- I'm not going
9 to limit you in any fashion. Nor am I going
10 to limit you, but I want you to take a few
11 minutes. I'm going to let the jury go
12 upstairs for about ten minutes.

13 I want you to take your witness aside
14 and tell him that no matter what the jury
15 does, if I conclude, based on testimony, that
16 he has not told the truth, that I will advise
17 the District Attorney's Office to file
18 perjury charges against him, because, quote,
19 "experts" coming in here are supposed to be
20 independent; notwithstanding the fact that
21 they're hired by one side or the other, they
22 are supposed to be independent. They have no
23 horse in this race, so to speak.

24 So I have not found that to be the case
25 at this point. So I expect him to opine if

1 he's the expert, and is not to be
2 argumentative as if he's the representative
3 of one side or the other.

4 MR. RADOYCIS: I understand that,
5 Judge.

6 MR. CORCORAN: Okay.

7 THE COURT: Okay. Having said that, I
8 think it's really appropriate right now to
9 take a ten-minute break. Nothing is perfect.
10 We'll do our best.

11 THE TIPSTAFF: The Court will take a
12 short recess. Please remain seated while the
13 jury exits.

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17 (A recess was taken.)
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